FEB 0 2 2005 Please type aplus sign (+) inside this box [+] Patent and Trademark Office: U.S. Department of Commerce Patent and Trademark Office 0001/PTO **Application Number** 10/667,237 Rev. 10/95 Filing Date 09/17/2003 First Named Inventor Pekka Merilainen 3736 TRANSMITTAL FORM Group Art Unit

(to be used for all correspondent		N			
Total Number of pages in this Sub	mission 7+ Attorney Docket	Number   2532-00320			
	ENCLOSURES (check all that apply)	)			
☐ Fee Transmittal Form ☐ Fee Attached	☐ Assignment Papers (for an Application)	☐ After Allowance Communication To Group			
<ul> <li>□ Amendment/Response</li> <li>□ After final</li> <li>□ Extension of Time Request</li> <li>□ Express Abandonment Request</li> <li>☑ Information Disclosure Statement/PTO-1449</li> <li>□ Certified Copy of Priority Document(s)</li> <li>□ Response to Missing Parts/Incomplete Application □Response to Missing Parts Under 37 1.52 or 1.5</li> </ul>	<ul> <li>□ Drawing(s)</li> <li>□ Licensing-related Papers</li> <li>□ Petition Checklist and Accompanying Petition</li> <li>□ To Convert a Provisional Application</li> <li>□ Power of Attorney, Revocation, Change of Correspondence Address</li> <li>□ Terminal Disclaimer</li> </ul>	□ Appeal Communication to Board Of Appeals and Interferences □ Appeal Communication to Group ( Appeal Notice, Brief, Reply Brief) □ Proprietary Information □ Status Letter 図 Additional Enclosure(s) (Please identify below)  Return receipt postcard			
	Remarks				
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Firm Joseph D. Ku Or ANDRUS, SC Individual Name 100 East Wis	TURE OF APPLICANT, ATTORNEY, Coborn, (Reg. No. 40,689) EALES, STARKE & SAWALL, LLP consin Avenue, Suite 1100, Milwaukee,				
Signature January 31, 2005					
Date Date					
CERTIFICATE OF MAILING					
I hereby certify that this corresponden envelope addressed to: Commission	ce is being deposited with the United States er for Patents, P.O. Box 1450, Alexandria, V	Postal Service as first class mail in an /A 22313-1450 on this date:			
		January 31, 2005			

Typed or printed name Barbara A. Johnson Signature Date 01/31/2005

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE Application of: CERTIFICATE OF MAILING PEKKA MERILAINEN ET AL I hereby certify that this correspondence is ) being deposited with the United States Application No.: 10/667,237 ) Postal Service with sufficient postage as ) first class mail in an envelope addressed to: ) Commissioner of Patents, P.O. Box 1450, Filed: 09/17/2003 ) Alexandria, VA 22313-1450, on this 31st day of January, 2005. Group Art Unit: 3736 Examiner: A COMBINED PASSIVE AND Barbara A. Johnson ACTIVE NEUROMONITORING

## INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

METHOD AND DEVICE

Sir:

In accordance with the requirements of 37 CFR §§1.56, 1.97 and 1.98, applicant wishes to call to the attention of the Patent and Trademark Office the prior art patents listed on the enclosed Form 1449.

The art comprises patents cited in the European Search Report dated 30 December 2004 issued by the European Patent Office. A copy of the search report is enclosed.

Respectfully submitted,

ANDRUS, SCEALES, STARKE & SAWALL, LLP

Joseph D. Kuborn Reg. No. 25,058

Andrus, Sceales, Starke & Sawall 100 East Wisconsin Avenue, St. 1100 Milwaukee, WI 53202 (414) 271-7590 Attorney Docket No: 2532-00320

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Form PTO-1445	U.S. Department of Commerce	Atty. Docket No.	Appln. No.	
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INFORMATION DISCLOSURE ST	Pekka Merilainen et al			
(Use several sheets if necessary)		Filing Date	Group Art Unit	
		00/17/2003	2726	

U.S. PATENT DOCUMENTS					
EXAMINER INITIAL	DOCUMENT NUMBER	DATE			FILING DATE IF APPROPRIATE
	5,954,667	9/21/1999	Finkenzeller et al		 The state of the s
	6,167,298	12/26/2000	Levin		
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FOREIGN PATENT DOCUMENTS						
DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLA' YES	rion No
03/057030	7/17/2003	wo				The state of the s
 1 238 628	9/11/2002	EP				
2004/071289	8/26/2004	wo				

OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, Etc.)			
On-Line Analysis of AEP and EEG for Monitoring Depth of Anaesthesia; Methods of Information in Medicine, 1997; Vol. 36, No. 4/5; December 1997; Pgs. 311-314.			

*EXAMINER	DATE CONSIDERED
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\*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication with client.